

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Confirmation No.: 2791
)	
Fumitsugu FUKUYO et al.)	Group Art Unit: 2818
)	
Application No.: 10/507,340)	Examiner: Dung Anh Le
)	
Filed: June 17, 2005)	Allowed: May 20, 2009
)	
For: METHOD OF CUTTING PROCESSED)	
OBJECT)	

Commissioner for Patents
MAIL STOP ISSUE FEE
Washington, D.C. 20231
Sir:

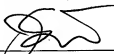
REQUEST FOR ACKNOWLEDGEMENT OF PTO-1449

No initialed copies have been received of the enclosed Form PTO-1449, filed on July 30, 2009, as shown by the attached copies of our PTO postcard receipt.

Please send an initialized copy evidencing consideration of all listed documents, preferably by facsimile, and if any citation is lined through, please be sure to explain why per MPEP 609.
Thank you.

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP



John G. Smith
Reg. No. 33,818

Dated: August 20, 2009

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Fumitsugu FUKUYO et al.) Confirmation No.: 2791
)
Application No.: 10/507,340) Group Art Unit: 3724
)
Filing Date: June 17, 2005) Examiner: Dung Anh Le
)
For: METHOD OF CUTTING OBJECT TO)
BE PROCESSED)

Commissioner for Patents
U.S. Patent and Trademark Office

Customer Window Mail Stop: ☐Amendment ☐AF ☒Issue Fee

Alexandria, VA 22314

Sir:

INFORMATION DISCLOSURE STATEMENT (IDS)

☐ **Under 37 C.F.R. § 1.97(b):** Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. To the undersigned's knowledge, this IDS is being filed before the mailing date of a first Office Action on the merits, before the mailing date of a first Office Action on the merits after filing an RCE under § 1.114, or within three months of the application filing date.

☐ **Under 37 C.F.R. § 1.97(c):** Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. This IDS is being filed after the events recited in § 1.97(b) but, to the undersigned's knowledge, before the mailing date of a Final Office Action, a Notice of Allowance, or another action that closes prosecution in the application.

☐ The fee of \$180.00 set forth in § 1.17(p) is included herein; or

☐ Applicant submits that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.

☒ **Under 37 C.F.R. § 1.97(d):** Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. This IDS is being filed after the events recited in § 1.97(c) but before payment of the issue fee.

☒ The fee of \$180.00 set forth in § 1.17(p) is included herein; and

- ☒ Applicant submits that each item of information contained in this IDS was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS.

☐ **Under 37 C.F.R. § 1.97(i):** Pursuant to 37 C.F.R. §§ 1.56 and 1.97(i), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. This IDS is being filed after the events recited in § 1.97(d). Applicant requests that the IDS be placed in the file.

☒ A European Search Report dated June 2, 2009, from a counterpart, related, or other application and having documents cited thereon is attached for the Examiner's consideration. Any of these documents not previously cited, and any additional documents are listed on the PTO Form 1449.

☒ Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form. As for any document listed on the accompanying PTO-1449 that is in a language other than English, relevance can be understood from an enclosed English abstract or at least partial translation or from mention in the specification or in a search report for a corresponding application.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that any of the listed documents are material or constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.


Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should any of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this Application, including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required and including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0573. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

 **COPY**

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Peter J. Sistare
Registration No. 48,183

Dated: July 30, 2009

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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary) PTO Form 1449	Attorney Docket No.: 46884-5319	Serial No.: 10/507,340
	Applicants: Fumitsugu FUKUYO et al.	
	Filing Date: June 17, 2005	Group Art Unit: 3724
	U.S. PATENT DOCUMENTS	

*Examiner Initial	Document Number	Date	Name	Class	Sub Class	Filing Date

FOREIGN PATENT DOCUMENTS							
	Document Number	Date	Country	Class	Sub Class	<u>Translation</u> YES NO	
	EP 1338371	August 27, 2003	Europe				

Examiner	Date Considered
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Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.